

AGENDA

PERSONNEL BOARD MEETING

December 9, 2011

9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held November 14, 2011
Minutes Signed
3. Executive Director and Secretary's Report
- *** A. Correction to 2010 Annual Report
4. Report of the Personnel Cabinet
- *** A. Changes to 101 KAR 2:180 (Employee Performance Evaluation System)
B. Changes to 101 KAR 1:325 (Initial Probationary Periods)
5. **Oral Arguments**
 - A. Elizabeth Whitehead-Helton v. Cabinet for Health and Family Services
(Request by Appellant)
6. **Motions**
 - A. Francisco Baroso v. Cabinet for Health and Family Services
--Appellee's Motion to Accept Late Response
7. **Investigations**
 - A. Request for Investigation of Dept. of Agriculture
--Hiring of Two Assistant Directors – request by Larry Gillis
 - B. Anonymous Request for Investigation of Department of Agriculture
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. Elizabeth Whitehead-Helton v. Cabinet for Health and Family Services
(Dismissal, misconduct – appeal dismissed) (2 appeals)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Appellant's Exceptions
- B. Valerie Januski v. Transportation Cabinet (15-day suspension, time falsification –
appeal dismissed) **DEFERRED FROM NOVEMBER**
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- C. Maurice Spaulding and Rateisha Johnson v. Cabinet for Health and Family
Services (dismissals – Spaulding sustained to the extent of a 3-day
Suspension; Johnson appeal dismissed)
DEFERRED FROM NOVEMBER
--Appellant Johnson's Exceptions and Request for Oral Argument
--Appellee's Exceptions for Appellant Spaulding
--Appellee's Response to Appellant Johnson's Exceptions (returned as untimely)
- D. Mary Agee v. Transportation Cabinet (Penalization, political discrimination –
appeal dismissed)
- E. Francisco Barroso v. Cabinet for Health and Family Services (Involuntary sick
leave – appeal dismissed)
--Appellant's Exceptions
- F. ~~Ronald Godfrey, Jr. v. Cabinet for Health and Family Services (3 appeals)~~
Moved to January Meeting
- G. Lynda J. Harris v. Cabinet for Health and Family Services (Probationary
dismissal – appeal dismissed)
- H. William Hearne v. Finance and Administration Cabinet (KHEAA) (Resigned at
end of unpaid leave – appeal sustained)
- I. John David Smith v. Cabinet for Health and Family Services (Dismissal,
misconduct – appeal dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- J. Sarah Sheffel v. Energy and Environment Cabinet
- K. Kyle Kuykendall v. Energy and Environment Cabinet
- L. Jack Lundy v. Cabinet for Health and Family Services

11. **Withdrawals**

- A. Christie Burkhead v. Personnel Cabinet
- B. Melinda Bruce v. Personnel Cabinet
- C. Mark Fisher v. Cabinet for Health and Family Services
- D. Daniel Fuqua v. Transportation Cabinet
- E. Joseph M. Smith v. Justice and Public Safety Cabinet (Corrections)
- F. Victoria Woodside v. Justice and Public Safety Cabinet (Corrections)
- *** G. Shannon Mills-Garrison v. Justice and Public Safety Cabinet (Juvenile Justice)

12. **Settlements**

- A. Sheri Haas v. Justice and Public Safety Cabinet (Corrections) (mediated)
- *** B. Danielle Hawkins v. Personnel Cabinet

13. **Other**